1 2 3 UNITED STATES DISTRICT COURT 4 5 Northern District of California 6 7 MICHAEL JILES, No. C 12-3795 MEJ 8 Plaintiff, **CONDITIONAL DISMISSAL** v. 9 CITY OF PITTSBURG, et al., 10 Defendants. 11 12 13 The Court, having been advised that the parties in the above-captioned matter have agreed to a settlement of this case, hereby DISMISSES this case with prejudice. However, if any party hereto shall certify to this Court, within ninety days, with proof of service thereof, that the agreed 15 consideration for said settlement has not been delivered over, the foregoing order shall stand vacated and this cause shall forthwith be restored to the calendar to be set for trial. The Clerk of Court shall 17 close the file. 18 19 IT IS SO ORDERED. 20 21 Dated: June 19, 2013 22 Maria-Elena Jame United States Magistrate Judge 23 24 25 26 27 28